

OCT 19 2005

**TELEFACSIMILE TRANSMISSION**  
**to**  
**THE UNITED STATES PATENT AND TRADEMARK OFFICE**

TO:	Examiner Hope A. Robinson ART UNIT 1656	FROM:	SHELLY GUEST CERMAK
FAX:	571.273.8300	REF. NO:	US-104
VOICE:		PAGES	3 (incl. this sheet)
App. No.:	<b>10/716,473</b>	DATE:	October 19, 2005

The undersigned hereby certifies that the following document(s) is (are) being transmitted by telefacsimile to the United States Patent and Trademark Office at the above "FAX" number, on the above DATE:

- 1) This Facsimile Cover Sheet (1 pg)
- 2) Response to Requirement for Restriction (2 pp)

  
\_\_\_\_\_  
Shelly Guest Cermak  
Registration Number 39,571

The information contained in this facsimile message may be privileged, confidential, and protected from disclosure. If you are not the intended recipient, any further disclosure or use, dissemination, distribution, or copying of this message or any attachment is strictly prohibited. If you think that you have received this transmission in error, please destroy it and notify the sender.

Shelly Guest Cermak  
Registered U.S. Patent Attorney  
scermak@cermak-kenealy.com

Cermak & Kenealy, LLP  
515 E. Braddock Road, Suite B  
Alexandria, VA 22314  
703.778.6608

OCT 19 2005

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

GUNJI et al.

Application No.: 10/716,473

Filing Date: November 20, 2003

For: METHOD FOR PRODUCING L-  
AMINO ACID USING  
METHYLOTROPH

Art Unit: 1656

Examiner: Hope A. Robinson

Attorney Ref. No.: US-104

**VIA FACSIMILE TO: 571.273.8300**

**RESPONSE TO REQUIREMENT FOR RESTRICTION**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated September 23, 2005, which set a 1-month shortened statutory period for response thereto, Applicants hereby elect **Group I with traverse**. Claims 1-4 and 6 are readable thereon. Applicants submit a search of the method claims of group I and the product claims of group II is largely coextensive and would not pose an undue burden on the Examiner. Hence, applicants request withdrawal of the restriction and examination of all the claims.

Applicants respectfully submit that the present patent application is in condition for allowance. An early indication of the allowability of the present patent application is therefore respectfully solicited.


If Examiner Robinson believes that a telephone conference with the undersigned would expedite passage of the present patent application to issue, she is invited to call on the number below.

Att'y Dkt. No. US-104

U.S. App. No:10/716,473

It is not believed that extensions of time are required, beyond those that may otherwise be provided for in accompanying documents. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and the requisite fee is hereby authorized to be charged to our deposit account, 50-2821.

Respectfully submitted,

  
\_\_\_\_\_  
Shelly Guest Cermak  
Reg. No. 39,571Date: October 19, 2005**PTO Customer Number: 000038108**

Cermak & Kenealy, LLP  
515 E. Braddock Road, Suite B  
Alexandria, VA 22314  
703.778.6608